

**SUPREME COURT MINUTES
TUESDAY, JANUARY 26, 2010
SAN FRANCISCO, CALIFORNIA**

S178579 E049590 Fourth Appellate District, Div. 2 **ROTH (JAMES) ON H.C.**
The time for granting or denying review in the above-entitled matter is hereby extended to March 11, 2010.

S178616 F057235 Fifth Appellate District **VIOLANTE (JOSE JORGE)
ON H.C.**
The time for granting or denying review in the above-entitled matter is hereby extended to March 11, 2010.

S057156 **PEOPLE v. CASE (CHARLES
EDWARD)**

Extension of time granted
Good cause appearing, and based upon Deputy State Public Defender Robin Kallman's representation that she anticipates filing the appellant's opening brief by August 3, 2010, counsel's request for an extension of time in which to file that brief is granted to April 2, 2010. After that date, only two further extensions totaling about 120 additional days are contemplated.

S065233 **PEOPLE v. SMITH (FLOYD
DANIEL)**

Extension of time granted
Good cause appearing, and based upon Senior Deputy State Public Defender Joseph E. Chabot's representation that he anticipates filing the appellant's reply brief by September 27, 2010, counsel's request for an extension of time in which to file that brief is granted to March 30, 2010. After that date, only three further extensions totaling about 180 additional days are contemplated.

S082101 **PEOPLE v. RHOADES
(ROBERT BOYD)**

Extension of time granted
Good cause appearing, and based upon counsel Richard Jay Moller's representation that he anticipates filing the appellant's opening brief by March 30, 2010, counsel's request for an extension of time in which to file that brief is granted to March 30, 2010. After that date, no further extension is contemplated.

S091898**PEOPLE v. RUBIO (GILBERT RAUL)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Christina A. Spaulding's representation that she anticipates filing the appellant's opening brief by November 2010, counsel's request for an extension of time in which to file that brief is granted to March 30, 2010. After that date, only four further extensions totaling about 24 additional days are contemplated. An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S098318**PEOPLE v. HENDERSON (PAUL NATHAN)**

Extension of time granted

Good cause appearing, and based upon counsel Martin H. Dodd's representation that he anticipates filing the appellant's opening brief by September 2010, counsel's request for an extension of time in which to file that brief is granted to March 26, 2010. After that date, only three further extensions totaling about 180 additional days are contemplated. An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S105857**PEOPLE v. JOHNSON (LUMORD)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Arnold Erickson's representation that he anticipates filing the appellant's opening brief by June 1, 2010, counsel's request for an extension of time in which to file that brief is granted to March 30, 2010. After that date, only one further extension totaling about 60 additional days is contemplated. An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S116750**DAVIS (STANLEY BERNARD) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Senior Deputy State Public Defender Evan Young's representation that she anticipates filing the traverse by March 29, 2010, counsel's request for an extension of time in which to file that document is granted to March 29, 2010. After that date, no further extension is contemplated.

S122123**PEOPLE v. RODRIGUEZ
(ANGELINA)**

Extension of time granted

Good cause appearing, and based upon counsel Karen Kelly's representation that she anticipates filing the appellant's opening brief by June 11, 2010, counsel's request for an extension of time in which to file that brief is granted to March 16, 2010. After that date, only two further extensions totaling about 90 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S130263**GAY (KENNETH EARL) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Gary D. Sowards's representation that he anticipates filing the traverse by March 30, 2010, counsel's request for an extension of time in which to file that document is granted to March 30, 2010. After that date, no further extension is contemplated.

S130524**PEOPLE v. GOVIN
(VIRENDRA)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to March 22, 2010.

S140140**ELLIOT (MICHAEL LEE) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Stephanie A. Mitchell's representation that she anticipates filing the informal response by February 10, 2010, counsel's request for an extension of time in which to file that document is granted to February 10, 2010. After that date, no further extension is contemplated.

S176494**JENKINS (DANIEL STEVEN)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Marc A. Kohm's representation that he anticipates filing the informal response by July 20, 2010, counsel's request for an extension of time in which to file that document is granted to March 30, 2010. After that date, only two further extensions totaling about 110 additional days are contemplated.

S179075 B202340 Second Appellate District, Div. 7 **URBAN ECO HOUSING, LLC
v. TONG (TU MY)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the reply to the answer to petition for review is extended to February 1, 2010.

S082101 **PEOPLE v. RHOADES
(ROBERT BOYD)**

Order filed

Appellant's "Application for Leave to File Appellant's Opening Brief No More Than 2000 Words in Excess of Word Count Limit" is granted.

S178103 B215486 Second Appellate District, Div. 5 **FIREMAN'S FUND
INSURANCE CO. & ROCKET
SCIENCE LABORATORIES v.
WORKERS'
COMPENSATION APPEALS
BOARD**

Order filed

The order filed in this matter on January 21, 2010, is amended nunc pro tunc to read as follows:
The petition for review is granted.

The matter is transferred to the Court of Appeal, Second Appellate District, Division Five, with directions to vacate its order denying the petition for writ of review and to issue a writ of review to be heard before the court when the proceeding is ordered on calendar.

S179703 B214387 Second Appellate District, Div. 5 **PEOPLE v. AVELAR (OMAR
FRANCISCO)**

Order filed

The time for granting review on the court's own motion is hereby extended to March 3, 2010.
(Cal. Rules of Court, rule 8.512 (c).)

S179759 H032514 Sixth Appellate District **RODRIGUEZ (MARS A.) v.
HEWLETT PACKARD CO.**

Order filed

The time for granting review on the court's own motion is hereby extended to February 21, 2010.
(Cal. Rules of Court, rule 8.512 (c).) This order is entered nunc pro tunc as of January 22, 2010.